

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

E-filing

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 1

Date 4/18/12

Time 11:24am

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

ARE THE API'S IN QUESTION STANDARD ORACLE API'S?
ARE THERE ~~ANY~~ COPYRIGHTS ON THESE API'S IN QUESTION?

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 2

Date _____

Time _____

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Seems Sun was aware Apache had fragmented.
Java and was offering potentially non-compatible APIs, etc that
others may have downloaded for future use. What formal
communication did Sun have (i.e. revoke licence? have Apache
stop distributing? Contact those who acquired Apache to
caution about use?) IF NOT, why not? IF SO, when?

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 3

Date _____

Time _____

1. The Jury has reached a unanimous verdict ()

or

② The Jury or Juror has the following question:

- It was testified that Apache was "shelved" - when? why?
- what are/were terms of Apache license ~~was~~
- Did Google get Apache license? If so, when? when? (2006?)
- were 37 APIs available w/ Apache license?

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 4

Date _____

Time _____

1. The Jury has reached a unanimous verdict ().

or

2. The Jury or Juror has the following question:

How (by what means) do the lawyers for one company obtain the private information or documents, i.e., meeting reports, ^{personal} emails, etc, with which they confront witnesses of the other company?

Foreperson of the Jury
or Member of the Jury

what if one of us jury people were to
be hit by a truck - or something less
dramatic, but equally capable of keeping
us from being here? maybe what I'm
really asking is this - why aren't there
any alternates ^{for} ~~at~~ this trial?

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date _____

Time _____

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

1) Can you explain the difference between
a package and an API?
↓
(For ex. java.nio)

For later

2) How does copyright process work? What can / cannot
be copyrighted & is this predetermined when copyright
is granted? Does it expire?

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 4-25-12

Time _____

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

- HOW MANY API'S IN QUESTION ARE ALSO AVAILABLE THROUGH APACHE OPEN SOURCE?

[Signature]

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 4/26/12

Time 1000m

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Prof Asirchan

*Did he say the
Specification says what code
to write in the implementation?*

*If so why would there be a
thing such as proprietary
code?*

Foreperson of the Jury
or Member of the Jury

Jury Schedule

Tues.	8-1:00	May	1
Wed	8-4		2
Thu	8-4		3
Fri	8-1		4

Foreperson : Greg Thompson

April 30, 2012

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 1

Date 5/1/2012

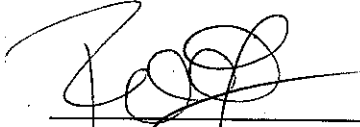
Time 9:30 am

1. The Jury has reached a unanimous verdict ()

or

② The Jury or Juror has the following question:

For Q1A: Infringement
- OF 37 APIs in question, are we able/permitted/restricted
to determine availability of these 37 via non-license-required
locations (ie: Java/sun/oracle-owned sites, or Apache, or other) and
free-to-use/NOT-to-use)? or Is this for the judge to decide?


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 2

Date 5/1/12

Time 9:35

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

On page 16 of our instructions, the sentence beginning "Similarly if Google" defines elements reserved for the judge to decide. Does this restriction on the jury prevent us, in regard ^{to} deciding if infringement took place, from considering whether the 37 API's are accessible from other sources (not directly from Oracle/Java 2 SE)?

Greg Thayer
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 3

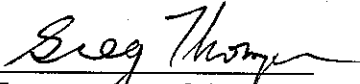
Date 5/2/12

Time 8:15

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question: On page 13 of our instructions, the first of the 4 fair use factors includes the terms "commercial nature" and "commercial use". In the given context, does commercial use/nature include so-called downstream revenue, i.e. expected advertising revenue from use by third parties (smart phone users)? Or, is the definition of commercial use limited in this case by virtue of Android being freely distributed, in other words it is not sold directly? Can we consider ~~both direct and~~ indirect revenue from the copyrighted work?


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 4

Date 5/2/12

Time 8:22

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

WHEN CONSIDERING THE PURPOSE & CHARACTER OF THE USE OF COPYRIGHTED
WORKS, FOR THE PURPOSE OF FAIR USE, CAN WE CONSIDER INDIRECT
COMMERCIAL USES?

JULIE CHIU

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 5

Date 5/2/12

Time 1005

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Please bring equipment
to play a dvd.

Thanks

Equipment will be
brought to you by 11AM

The judge
10:25

J Michaels
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 6

Date 5/3/12

Time 1045

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

In ¶ 28, when referring to
"average audience" ~~which~~
is the average audience
the general public or

the audience of programmers
using the code?

Jennifer Nichols

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 6

Date 5/3/12

Time 1045

Answer:
The average audience
means those who would
be expected to read the
copyrighted works.
The judge
May 3
11:10 AM

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

In ¶ 28, when referring to
"average audience" ~~which~~
is the average audience
the general public or
the audience of programmers
using the code?

Jennifer Nichols

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 7

Date 5/2

Time 2:00

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

To determine the transformative value of the copyrighted work, can we consider the ~~element~~ non-copyrighted elements (the elements that Google added to make the Android platform) in deciding the "purpose & character" of the use of the SSO of the 37 APIs?

Megan Gallo
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 7

Date 5/2

Time 2:00

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

To determine the transformative value of the copyrighted work, can we consider the ~~elements~~ non-copyrighted elements (the elements that Google added to make the Android platform) in deciding the "purpose & character" of the use" of the SSO of the 37 APIs?

Megan Gallo
Foreperson of the Jury
or Member of the Jury

In evaluating the transformative value, you may consider the non-copyrighted elements but only insofar as they shed light on the actual purpose & character of the use of the part of the copyrighted work used in the accused work, of course, please remember to consider all factors set forth in #26.

The Judge
5-3-12
2:40 PM

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 8

Date 5/2

Time 2:20

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

What happens if we can't reach
unanimous
as decision ~~5~~ 3 people are not
budging?

Megan Gallo
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 8

Date 5/4/12

Time 11:45

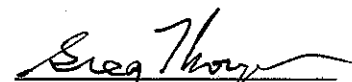
1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

After extensive and thorough review of all evidence and input from fellow jurors, we have reached verdicts (unanimous) for all questions of the Special Verdict Form, except for one. As to this remaining question, the jury appears to be at impasse, unable to unanimously agree on the answer. Please advise of next step.

(We are done for today)


Foreperson of the Jury
or Member of the Jury

Jury Schedule

Monday 5/7 8 to 1 pm

Tuesday 5/8 8 to 4 pm
↳ if needed

Greg Thayer

* Also, please provide more "Note from Jury" forms.

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 10

Date 7 May 2012

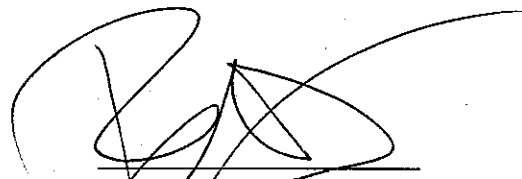
Time _____

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

one of the jurors has indicated
he/she has had conversations regarding
this trial (patents/copyrights) over
the weekend.


Foreperson of the Jury
or Member of the Jury

Ronald Rutherford

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 11

Date 5/7/12

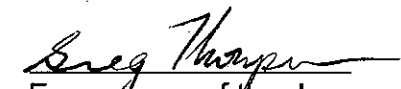
Time 11:05

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

*Impasse has been reached on the one issue
that can not be decided.*


Foreperson of the Jury
or Member of the Jury

Please provide more
notebooks for Phase 2.

Eug Thayer

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date _____

Time _____

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

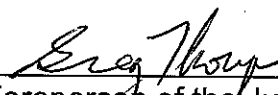
Jury Schedule

today - out at 1:00

Wed 5/16 8:00 to 1:00

Thu 5/17 8:00 to 4:00

Fri 5/18 8:00 to 1:00



Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 1

Date 5/15

Time 12:35

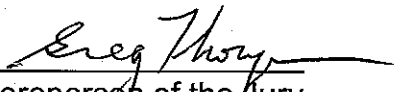
1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Our Exhibit list seems to be for Phase 1 only.

Please provide the Phase 2 list


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 2

Date 5/16

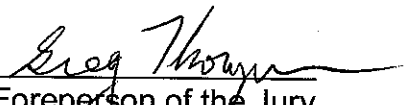
Time Noon

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

In paragraph 14 of ^{Final Charge to Jury} ~~our instructions~~, we are to first decide the meaning of the patent claims. We are examining the question of what is meant by "instructions containing one or more symbolic references...". Is the interpretation of "containing" open to inclusion of a process, i.e. the symbolic reference resolution? Alternately, is "containing" more strictly defined to refer to the literal contents, e.g. 52 and 01?


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 3

Date 5/17

Time 12:25

1. The Jury has reached a unanimous verdict ()


or

2. The Jury or Juror has the following question:

We are attempting to determine the scope of meaning of the term
"simulating execution of the byte codes...." in Patent 520.

Is the existence of an example of the Android code not functioning
when formatted in a normal simulated execution setting,
("Punting") permitted to be taken as evidence

that Android's array initialization diverges from the patented array
initialization?


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 4

Date 5/17

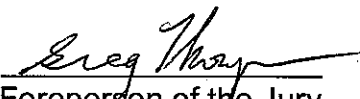
Time 1:40

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

We request that the transcript of a portion of Dr. Mitchell's testimony be read ^{to us.} The testimony concerns the topic of Pattern Matching vs Simulated Execution and occurred late on May 9th and again early on May 10th.


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 45

Date 5/17

Time 205 pm

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

I'm sick. ~~in answer~~
Can I get a sick day without
being discharged? Sorry.

Jennifer Michaels
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. 6

Date 5/18

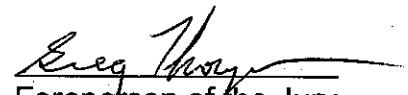
Time 10:25

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

We request to be read a portion of Dr. Parr's testimony.
from direct examination we'd like to hear the part about defining
simulation^{ed execution} and ~~that~~ dextool's use of of that.
Additionally from cross-exam as to when + how simulated execution
is used and its relation to parsing.


Foreperson of the Jury
or Member of the Jury

1

May 18, 2012

I'd like to know why the vote
by the jury must be unanimous.
why wouldn't a majority one way
or the other be sufficient ~~to return~~
~~convict~~ decide any given question?

Elisabeth
Hostynek

Jury Hours

Monday 5/21

8-1

Greg Thayer

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 5/21

Time 9:10

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Can we please have question
2 ~~regarding the~~ and the
answer to re-read?

(Regarding what the instructions
can refer to in the 104
Patent)

Megan
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 5/21/12

Time 10:10 AM

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

can a determined numeric reference become a symbolic
reference because of what happens downstream?
in the instructions

Julie Chiu
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. ?

Date 5/21

Time 10:15

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Regarding the symbolic reference issue in the 104 claims,
we have this question.

Does ^{the} resolution of symbolic references need to happen immediately,
ie. at the field ID table position in the demonstration?

Or can the instruction ^{be considered contain} ~~to be~~ a symbolic reference by virtue
of linking of numeric references that occur first followed by
resolution, such as the set-up in the demo with string ID table,
string data + class columns?

Greg Thony
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 5/21/12

Time 10:32 AM

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

For the purposes of determining claim language of the 520 patent, is "stack" synonymous with "memory"? If so, is the definition of "memory" confined to stack?

Julie Chiu

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 5/21

Time 12:45

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

If all other claim limitations are met,
is it true that the DVM would be
infringing the 104 patent via any resolution
of a symbolic reference anywhere in
the data fields (as depicted in the
demonstrative)

Megan
Foreperson of the Jury
or Member of the Jury

Jury Schedule - today leaving
now, 1:15

Tuesday 5/22	8-1
Wednesday 5/23	8-1

Greg Thompson

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 5/22

Time 8:57AM

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

For the purpose of patent 104, do ^{the claims} ~~do~~ cover ^a ~~a~~ symbolic
resolution ^{anywhere} in the data fields?

Julie Chiu

Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. **C10-03561 WHA**

Case Name: **ORACLE AMERICA, INC** v. **GOOGLE INC**

NOTE FROM THE JURY

Note No. _____

Date 5/22

Time 10:35

1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

In the symbolic reference definition, if we find a reference that identifies data by a numeric memory location of the data, does the existence of an initial numeric reference preclude the existence of a symbolic reference?

Greg
Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

Case Name: ORACLE AMERICA, INC v. GOOGLE INC

NOTE FROM THE JURY

Note No. _____

Date 5/23

Time 9:30

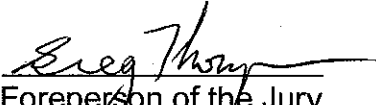
1. The Jury has reached a unanimous verdict ()

or

2. The Jury or Juror has the following question:

Understanding that the SZO issue concerns patent protection for an array initialization feature, we have a question on the legal interpretation of the words "simulating execution of the code" as found in the claim language.

Does that wording refer to looking at the actual static initialization of the array, for purposes of determining the existence or non-existence of simulated execution?


Foreperson of the Jury
or Member of the Jury

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA

JUDGE WILLIAM H. ALSUP

Case No. C10-03561 WHA

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NOTE FROM THE JURY

Note No. _____

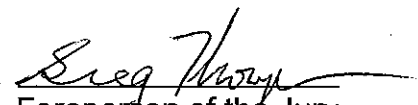
Date 5/23/12

Time 10:45

1. The Jury has reached a unanimous verdict (X)

or

2. The Jury or Juror has the following question:


Foreperson of the Jury
or Member of the Jury